UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

AARON HOWARD, Individually and On Behalf of All Others Similarly Situated,

Civil Action No: 08 Civ. 2804 (RWS)(HBP)

Plaintiff,

ELECTRONICALLY FILED

v.

THE BEAR STEARNS COMPANIES INC., THE BEAR STEARNS COMPANIES INC. EXECUTIVE COMMITTEE, JAMES E. CAYNE, ALAN D. SCHWARTZ, WARREN J. SPECTOR, SAMUEL L. MOLINARO, JR., ALAN C. GREENBERG and JOHN DOES 1-10.

Defendants.

[additional captions appear on next page]

CERTIFICATE OF SERVICE

Lester L. Levy, Esq. Andrew Lencyk, Esq. James Kelly-Kowlowitz

WOLF POPPER LLP

845 Third Avenue New York, New York 10022 Telephone: (212) 759-4600

Facsimile: (212) 486-2093

Steve W. Berman, Esq. Andrew M. Volk, Esq. HAGENS BERMAN SOBOL SHAPIRO LLP

1301 Fifth Avenue, Suite 2900 Seattle, Washington 98101 Telephone: (206) 623-7292

Facsimile: (206) 623-0958

Proposed Co-Lead Counsel for Plaintiffs

ESTELLE WEBER, individually, on behalf of the Bear Civil Action No: 08 Civ. 2870 Stearns Companies Inc. Employee Stock Ownership Plan. (RWS)(JCF) and all others similarly situated. Plaintiff, ν. THE BEAR STEARNS COMPANIES, INC., CUSTODIAL TRUST COMPANY, JAMES CAYNE, ALAN SCHWARTZ, WARREN SPECTOR, SAMUÉL MOLINARO, ALAN GREENBERG, and JOHN DOES 1 - 20, Defendants. ANTHONY PISANO, individually and on behalf of all Civil Action No: 08 Civ. 3006 others similarly situated. (UA) Plaintiff, ٧. THE BEAR STEARNS COMPANIES, INC., JAMES CAYNE, ALAN D. SCHWARTZ, WARREN J. SPECTOR, SAMUEL L. MOLINARO, JR., ALAN C. GREENBERG, and JOHN AND JANE DOES 1-20, Defendants. HANS MENOS, individually and on behalf of all others Civil Action No: 08 Civ. 3035 similarly situated, (RWS)(HBP) Plaintiff, ٧. THE BEAR STEARNS COMPANIES, INC., JAMES CAYNE, ALAN D. SCHWARTZ, WARREN J. SPECTOR, SAMUEL L. MOLINARO, JR., ALAN C. GREENBERG, and JOHN AND JANE DOES 1-20, Defendants.

IRA GEWIRTZ, individually and on behalf of all others Civil Action No: 08 Civ. 3089 similarly situated, (RWS)(JCF) Plaintiff, ٧. THE BEAR STEARNS COMPANIES, INC., JAMES CAYNE, ALAN D. SCHWARTZ, WARREN J. SPECTOR, SAMUEL L. MOLINARO, JR., ALAN C. GREENBERG, and JOHN AND JANE DOES 1-20, Defendants. DREW V. LOUNSBURY, Individually and On Behalf of Civil Action No: 08 Civ. 3326 All Others Similarly Situated, (RWS) Plaintiff, VS. THE BEAR STEARNS COMPANIES, INC., JAMES E. CAYNE, ALAN C. GREENBERG, ALAN D. SCHWARTZ, PAUL A. NOVELLY, FRANK T. NICKELL, FREDERICK V. SALERNO, VINCENT TESE, and JOHN DOES 1-10, Defendants. SHELDEN GREENBERG, Individually and On Behalf of Civil Action No: 08 Civ. 3334 All Others Similarly Situated, (RWS)(HBP) Plaintiff. ٧. THE BEAR STEARNS COMPANIES, INC., JAMES E. CAYNE, ALAN D. SCHWARTZ, WARREN J. SPECTOR, SAMUEL L. MOLINARO, ALAN C. GREENBERG, and JOHN AND JANE DOES 1-10, Defendants.

SCOTT WETTERSTEN, individually and on behalf of all Civil Action No: 08 Civ. 3351 others similarly situated, (UA) Plaintiff. ٧. THE BEAR STEARNS COMPANIES, INC., JAMES E. CAYNE, ALAN D. SCHWARTZ, WARREN J. SPECTOR, SAMUEL L, MOLINARO, ALAN C. GREENBERG, and JOHN AND JANE DOES 1-10, Defendants. RITA RUSIN, individually and on behalf of all others Civil Action No: 08 Civ. 3441 similarly situated, (UA) Plaintiff, ٧. THE BEAR STEARNS COMPANIES, INC., JAMES CAYNE, ALAN D. SCHWARTZ, WARREN J. SPECTOR, SAMUEL L. MOLINARO, JR., ALAN C. GREENBERG, and JOHN AND JANE DOES 1-20, Defendants. LAWRENCE FINK, individually and on behalf of all Civil Action No: 08 Civ. 3602 others similarly situated, (UA) Plaintiff, v. THE BEAR STEARNS COMPANIES, INC., JAMES CAYNE, ALAN D. SCHWARTZ, WARREN J. SPECTOR, SAMUEL L. MOLINARO, JR., ALAN C. GREENBERG, and JOHN AND JANE DOES 1-20, Defendants.

I, James Kelly-Kowlowitz, hereby certify that on April 21, 2008, I caused a true and correct copy of the following documents to be served U.S. first class mail on the parties identified on the attached service list:

- 1) Weber Plaintiffs' Memorandum of Law in Further Support of Their Motion for (1) Consolidation (2) Appointment of Lead Plaintiffs and Leadership Structure and (3) Entry of [Proposed] Pretrial Order No. 1, and in Opposition to the Motions of the Howard Plaintiffs and Plaintiff Lounsbury for the Appointment of Lead Counsel and Related Relief;
- 2) Declaration of Lester L. Levy in Support of *Weber* Plaintiffs' Memorandum of Law in Further Support of Their Motion for (1) Consolidation (2) Appointment of Lead Plaintiffs and Leadership Structure and (3) Entry of [Proposed] Pretrial Order No. 1, and in Opposition to the Motions of the *Howard* Plaintiffs and Plaintiff *Lounsbury* for the Appointment of Lead Counsel and Related Relief; and
- 3) Reply Declaration of Steve W. Berman in Support of *Weber* Plaintiffs' Motion for (1) Consolidation, (2) Appointment of Lead Plaintiffs and Leadership Structure, and (3) Entry of [Proposed] Pretrial Order No. 1.

I also certify that on April 21, 2008, I caused a true and correct copy of the abovereferenced documents to be served by hand on the following counsel:

Brad Scott Karp, Esq. Lewis R. Clayton, Esq. Douglas M. Pravda, Esq.

PAUL WEISS RIFKIN WHARTON & GARRISON LLP

1285 Avenue of the Americas New York, NY 10019-6064

Tel: (212) 373-3000 Fax: (212) 757-3990

Counsel for Defendant The Bear Stearns Companies Inc., The Bearn Stearns Companies Inc., Executive Committee, and Custodial Trust Company

Jules Brody, Esq. Edwin J. Mills, Esq. STULL STULL & BRODY 6 East 45th Street New York, New York 10017 Tel: (212) 687-7230

Fax: (212) 490-2022

Counsel for Plaintiff Drew V. Lounsbury

Milo Silberstein, Esq. William J. Dealy, Esq. DEALY & SILBERSTEIN, LLP 225 Broadway, Suite 1405 New York, NY 10007

Tel: (212) 385-0066 Fax: (212) 385-2117

Counsel for Plaintiffs Aaron Howard and Shelden Greenberg

Ralph M. Stone, Esq. James P. Bonner, Esq.
Thomas G. Ciarlone, Jr., Esq.
SHALOV STONE BONNER & ROCCO LLP 485 Seventh Avenue, Suite 1000

New York, New York 10018 Tel: (212) 239-4340 Fax: (212) 239-4310

Counsel for Plaintiff Scott Wettersten

THE BEAR STEARNS COMPANIES, ET AL. ERISA LITIGATION SERVICE LIST

Jeffrey H. Squire, Esq.

BRAGAR WEXLER & EAGEL, PC

885 Third Avenue, Suite 3040

New York, NY 10022 Tel: (212) 308-5858

Fax: (212) 486-0462

Counsel for Plaintiff Hans Menos

I. Stephen Rabin, Esq. Joseph V. McBride, Esq. RABIN & PECKEL LLP

275 Madison Avenue, Suite 420

New York, NY 10016 Tel: (212) 880-3722 Fax: (212) 880-3716

Counsel for Plaintiff Hans Menos

Joseph H. Meltzer, Esq. Edward W. Ciolko, Esq. Mark K. Gyandoh, Esq. Joseph A. Weeden, Esq.

SCHIFFRIN BARROWAY TOPAZ & KESSLER, LLP

280 Radnor Avenue Philadelphia, PA 19087 Tel: (610) 667-7706

Fax: (610) 667-7056

Counsel for Plaintiff Aaron Howard

Paul J. Ondrasik, Jr.

STEPTOE & JOHNSON LLP

1330 Connecticut Avenue, NW

Washington DC 20036 Tel: (202) 429-8088

Fax: (202) 429-3902

Counsel for Defendant The Bear Stearns Companies Inc., The Bearn Stearns

Companies Inc., Executive Committee, and

Custodial Trust Company

Steven J. Greenfogel, Esq.

MEREDITH COHEN GREENFOGEL & SKIRNICK, P.C.

1521 Locust Street, 8th Floor Philadelphia, PA 19107 Tel: (215) 564-5182

Fax: (215) 569-0958

Counsel for Plaintiffs Anthony Pisano, Ira

Gewirtz, and Rita Rusin

Robert A. Skirnick, Esq.

MEREDITH COHEN GREENFOGEL & SKIRNICK, P.C.

One Liberty Plaza, 35th Floor New York, NY 10006 Tel: (212) 240-0020

Fax: (212) 240-0021

Counsel for Plaintiffs Anthony Pisano, Ira

Gewirtz, and Rita Rusin

Steve W. Berman, Esq. Andrew M. Volk, Esq.

HAGENS BERMAN SOBOL SHAPIRO

1301 Fifth Avenue, Suite 2900

Seattle, WA 98121 Tel: (206) 623-7292 Fax: (206) 623-0594

Counsel for Plaintiffs Anthony Pisano, Ira

Gewirtz, and Rita Rusin

Lynn L. Sarko, Esq. Derek W. Loeser, Esq. Erin M, Riley, Esq.

KELLER ROHRBACK L.L.P

1201 Third Avenue, Suite 3200 Seattle, WA 98101-3052

Tel: (206) 623-1900 Fax: (206) 623-3384

Counsel for Plaintiff Shelden Greenberg

Dennis J. Johnson Jacob B. Perkinson James F. Conway, III Eben F. Duval

JOHNSON & PERKINSON

1690 Williston road P.O. Box 2305 South Burlington, VT 05043

Tel: (802) 862-0030

Fax: (802) 862-0060

Counsel for Plaintiff Scott Wettersten

Gary S. Graifman, Esq. Michael L. Braunstein, Esq. Reginald H. Rutishauser, Esq.

KANTROWITZ GOLDHAMER &

GRAIFMAN, P.C.

747 Chestnut Ridge Road

Chestnut Ridge, New York 10977

Tel: (845) 356-2570 Fax: (845) 356-4335

Counsel for Plaintiff Drew V. Lounsbury

Jay Kasner

SKADDEN, ARPS, SLATE, MEAGHER & FLOM LLP

4 Times Square New York, New York 10036

Tel:(212) 735-3000 Fax: (212) 735-2000

Counsel for Defendant Alan Schwartz

Ronald Richman Alan Glickman

SCHULTE ROTH & ZABEL LLP

919 Third Avenue

New York, New York 10022

Tel: (212) 756-2000 Fax: (212) 593-5955

Counsel for Defendant Alan Greenberg

Barry H. Berke David S. Frankel

KRAMER LEVIN NAFTALIS & FRANKEL LLP

1177 Avenue of the Americas New York, New York 10036

Tel: (212) 715-9100 Fax: (212) 715-8000

Counsel for Defendant James Cayne

Steven Molo

SHEARMAN & STERLING

599 Lexington Avenue

New York, New York 10022

Tel: (212) 848-4000 Fax: (212) 848-7179

Counsel for Defendant Jeffrey Mayer

Michael Chepiga

SIMPSON THACHER & **BARTLETT LLP**

425 Lexington Avenue New York, New York 10017

Tel: (212) 455-2000 Fax: (212) 455-2502

Counsel for Defendant Samuel Molinaro

Lawrence D. Pedowitz

David B. Anders

WACHTELL, LIPTON, ROSEN & KATZ 51 West 52nd Street

New York, New York 10019

Tel: (212) 403-1000 Fax: (212) 403-2000

Counsel for Defendant Warren Spector